

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

IN RE NEW ENGLAND COMPOUNDING)
PHARMACY, INC. PRODUCTS) MDL No. 2419
LIABILITY LITIGATION)
Plaintiffs,) Docket No. 1:13-md-2419 (RWZ)
)
This document relates to:)
)
Armetta, et al. v. Box Hill Surgery Center,)
LLC, et al.)
No. 1:14-cv-14022-RWZ)
)
Bowman, et al. v. Box Hill Surgery Center,)
LLC, et al.)
No. 1:14-cv-14028-RWZ)
)
Davis, et al. v. Box Hill Surgery Center, LLC,)
et al.)
No. 1:14-cv-14033-RWZ)
)
Dreisch, et al. v. Box Hill Surgery Center,)
LLC, et al.)
No. 1:14-cv-14029-RWZ)
)
Farthing, et al. v. Box Hill Surgery Center,)
LLC, et al.)
No. 1:14-cv-14036-RWZ)
)
Kashi, et al. v. Box Hill Surgery Center, LLC,)
et al.)
No. 1:14-cv-14026-RWZ)
)
Torbeck, et al. v. Box Hill Surgery Center,)
LLC, et al.,)
No. 1:14-cv-14023-RWZ)
)
Handy v. Box Hill Surgery Center, LLC, et al.)
No. 1:14-cv-14019-RWZ)

PLAINTIFFS' MOTION TO CONSOLIDATE FOR THE PURPOSE OF TRIAL

Plaintiffs in the eight above-captioned cases (“Box Hill Plaintiffs” or “Plaintiffs”), by and through their respective undersigned counsel, Law Offices of Peter G. Angelos, P.C. and Cohen, Placitella & Roth, P.C., submit the following Motion to Consolidate for the Purpose of Trial.

For the reasons set forth fully in the accompanying Memorandum of Law, which is expressly incorporated as if set forth at length herein, Plaintiffs respectfully request that this Court grant Plaintiffs’ Motion to Consolidate for the Purpose of Trial.

Respectfully Submitted,

/s/ Patricia J. Kasputys

Patricia J. Kasputys, Esq. (*Pro hac vice*)

Jay D. Miller, Esq. (*Pro hac vice*)

Glenn E. Mintzer, Esq. (*Pro hac vice*)

Sharon L. Houston, Esq. (*Pro hac vice*)

Law Offices of Peter G. Angelos, P.C.

One Charles Center

100 North Charles Street

Baltimore, Maryland 21201

(410) 649-2000

(410) 649-2101 (Fax)

*Attorneys for Plaintiffs Armetta, Bowman, Davis,
Dreisch, Farthing, Kashi and Torbeck*

/s/ Harry M. Roth

Harry M. Roth, Esq. (*Pro hac vice*)

Michael Coren, Esq.

Cohen, Placitella & Roth PC

Two Commerce Square

2001 Market Street, Suite 2900

Philadelphia, PA 19103

(215) 567.3500

(215) 567-6019 (Fax)

Attorneys for Plaintiff Handy

Certification under D. Mass. Local Rule 7.1(a)(2)

The undersigned certify that on November 17, 2016 and again on November 30, 2016 counsel for Plaintiffs conferred with Defendants' counsel regarding their position on consolidation of the captioned cases for trial purposes but were unable to obtain their assent to the Court consolidating the cases for trial.

Respectfully Submitted,

/s/ Patricia J. Kasputys

Patricia J. Kasputys, Esq. (*Pro hac vice*)

Jay D. Miller, Esq. (*Pro hac vice*)

Glenn E. Mintzer, Esq. (*Pro hac vice*)

Sharon L. Houston, Esq. (*Pro hac vice*)

Law Offices of Peter G. Angelos, P.C.

One Charles Center

100 North Charles Street

Baltimore, Maryland 21201

(410) 649-2000

(410) 649-2101 (Fax)

*Attorneys for Plaintiffs Armetta, Bowman, Davis,
Dreisch, Farthing, Kashi and Torbeck*

/s/ Harry M. Roth

Harry M. Roth, Esq. (*Pro hac vice*)

Michael Coren, Esq.

Cohen, Placitella & Roth PC

Two Commerce Square

2001 Market Street, Suite 2900

Philadelphia, PA 19103

(215) 567.3500

(215) 567-6019 (Fax)

Attorneys for Plaintiff Handy